

SEPTEMBER 11, 2012

BID AWARDED FOR GMC 3000 4x4 CAB AND CHASSIS INSTALLED DUMP BODY AND CENTRAL HYDRAULIC SYSTEM; OPTIONS: A) INSTALLED 9' HD FISHER SNOWPLOW SYSTEM; B) INSTALLED 9'6" SS XTREAM FISHER V-PLOW SYSTEM AND C) PINTAL HITCH WITH 2" BALL AND TWO D-RINGS.

APPROVED SALE OF HIGHWAY USED METAL HILIDE LIGHTS AND OLD WIDE BAND RADIOS.

APPROVED PERMIT FEE FOR SIDEWALKS OF \$25.00 TO BE ADDED TO THE BUILDING AND ZONING FEE SCHEDULE EFFECTIVE SEPTEMBER 12, 2012.

ADOPTED LOCAL LAW NO. 5 FOR THE YEAR 2012 – A LOCAL LAW TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW §3-c.

ADOPTED MIDDLETOWN'S ADMINISTRATIVE PROCEDURES FOR BOARD AND COMMITTEE APPOINTMENTS.

RE-APPOINTED CLAUDE CLEMENT TO BOARD OF ASSESSMENT REVIEW.

ADOPTED RESOLUTION WAIVING BUILDING PERMIT FEES FOR THE CATSKILL RECREATION APPROVED.

ADOPTED RESOLUTION IN SUPPORT OF JOSEPH KELLY'S APPOINTMENT AS VICE-CHAIR OF THE ORDA BOARD.

The Town Board of the Town of Middletown, Delaware County, New York, held their regular monthly meeting on Tuesday, September 11, 2012 at the Town Hall, located on #42339 State Route 28, Margaretville, NY.

The following Board Members were present:

Supervisor.....Marjorie Miller

Council Members.....Brian Sweeney, Mike Finberg and Jake Rosa

Councilman John Roucek was not in attendance.

Also present were: Hwy Supt John Biruk, Artie Zier, Robert Cairns - Walton Reporter, Don Kearney, Roger Davis, Betty Martin, Kurt Holcherr, Leonard Smith, Charles Kowalski, Bill Taylor, Chuck Freas, Arthur Peterson, Ken Taylor and John Blish.

Supervisor Miller called the meeting to order at 7:00 p.m.

Minutes of 08/14/12 were approved as submitted, by a motion made by M. Finberg, seconded by J. Rosa, carried by a vote of (4) ayes and (0) nays.

Supervisor's Monthly Financial Reports for 07/2012; Town Clerk's Monthly Reports for 07/2012; Building & Zoning Monthly Reports for 07/2012 and Justice Court Monthly Reports for 07/2012 were approved as submitted, by a motion made by M. Finberg, seconded by B. Sweeney, carried by a vote of (4) ayes and (0) nays.

Supervisor Miller opened the floor to the public. Chuck Freas said "He hopes it is not the intent of the Board to go beyond 2% cap for the 2013 budget." Don Kearney asked the Board to carefully review the Tax Litigation Avoidance Program Participating Community Agreement as he is concerned about all the secrecy and thought it was not passing the foiling issues. No one else wished to address the Board.

A motion was made by M. Miller to award the bids for the GMC 3000 4x4 Cab and Chassis GMC, Installed Dump Body and Central Hydraulic System, Options: A) Installed 9' HD Fisher Snowplow System; B) Installed 9'6" SS Xtream Fisher V-Plow System and C) Pintal Hitch With 2" Ball and Two D-Rings as per the ATTACHED list prepared by the Hwy Supt. This motion was seconded by M. Finberg and carried by a vote of (4) ayes and (0) nays. A motion was made by M. Finberg to authorize the Hwy Supt to advertise for the sale of the ATTACHED surplus used equipment. This motion was seconded by M. Miller and carried by a vote of (4) ayes and (0) nays.

Motion was made by M. Finberg to add a permit fee for sidewalks in the amount of \$25.00 to the Zoning and Building Fee Schedule effective September 12, 2012 as per the ATTACHED letter from Code Enforcement Officer Carl Patrick Davis. This motion was seconded by B. Sweeney and carried a vote of (4) ayes and (0) nays.

As per ATTACHED letter from Attorney for the Town, John R. Fairbairn, III, the Town Board tabled review of the Tax Litigation Avoidance Program Participating Community Agreement. A motion was made by M. Miller to schedule a Special Meeting for Tuesday, September 25, 2012 at 7:00 p.m. to discuss and consider the Tax Litigation Avoidance Program Participation Community Agreement.

A motion was made by M. Miller to adopt the ATTACHED Local Law No. 5 for the Year 2012 - A Local Law to Override the Tax Levy Limit. This motion was seconded by M. Finberg and carried by a vote of (4) ayes and (0) nays.

A motion was made by M. Miller to adopt the ATTACHED Middletown's Administrative Procedures for Board and Committee Appointments. This motion was seconded by B. Sweeney and carried by a vote of (4) ayes and (0) nays.

A motion was made by J. Rosa to re-appoint Claude Clement to the Board of Assessment Review. This motion was seconded by M. Finberg and carried by a vote of (4) ayes and (0) nays.

A motion was made by M. Miller to adopt the ATTACHED Resolution Waiving Building Permit Fees for the Catskill Recreation Center. This motion was seconded by B. Sweeney and carried by a vote of (4) ayes and (0) nays.

A motion was made by M. Miller to adopt the ATTACHED Resolution in Support of Joseph Kelly's Appointment as Vice-Chair of the ORDA Board. This motion was seconded by M. Finberg and carried by a vote of (4) ayes and (0) nays.

The Sacred Heart Church presented the ATTACHED letter dated September 7, 2012 asking the Delaware County Board of Elections to select another location for all elections beginning in January of 2013.

Supervisor Miller opened the floor to the public again. Chuck Freas and Don Kearney both commented on future polling site locations. No one else wished to address the Board.

Voucher #59 in the amount of \$15,956.84 to Lamont Engineers; Voucher #60 in the amount of \$6,982.50 to Hinkley Assoc.; Voucher #61 in the amount of \$45,363.93 to Adedge Technologies and Voucher #62 in the amount of \$7,030.00 to Avolio Bros. for the Arkville Water Project was approved for payment by a motion made by M. Miller, seconded by M. Finberg, and carried by a vote of (4) ayes and (0) nays.

The monthly vouchers were audited and ordered paid by a motion made by M. Miller, seconded by M. Finberg, and carried by a vote of (4) ayes and (0) nays. Vouchers approved were #s 584-636, totaling \$234,792.52.

Motion for adjournment was made by J. Rosa, seconded by B. Sweeney. This motion was carried by a vote of (4) ayes and (0) nays and the meeting was adjourned at 7:50 p.m.

DATED: September 28, 2012

PATRICIA F. KELLY
TOWN CLERK